

§ 60.400

40 CFR Ch. I (7–1–05 Edition)

subpart, based on the most current information.

(2) This waiver shall be a federally promulgated standard of performance. As such, it shall be unlawful for the Ford Motor Company to operate a topcoat operation in violation of the requirements established in this waiver. Violation of the terms and conditions of this waiver shall subject the Ford Motor Company to enforcement under section 113 (b) and (c) of the Act (42 U.S.C. 7412 (b) and (c)) and under section 120 of the Act (42 U.S.C. 7420), as well as possible citizen enforcement under section 304 of the Act (42 U.S.C. 7604).

(3) This waiver shall not be construed to constrain the State of Missouri from imposing upon the Ford Motor Corporation any emission reduction at Ford's Hazelwood passenger van assembly plant necessary for the maintenance of reasonable further progress or the attainment of the national ambient air quality standards for ozone or the maintenance of the national ambient air quality standard for ozone. Furthermore, this waiver shall not be construed as granting any exemptions from the applicability, enforcement, or other provisions of any other standards that apply or may apply to topcoat operations or any other operations at this passenger van assembly plant.

[48 FR 5454, Feb. 4, 1983, as amended at 50 FR 36834, Sept. 9, 1985]

Subpart NN—Standards of Performance for Phosphate Rock Plants

SOURCE: 47 FR 16589, Apr. 16, 1982, unless otherwise noted.

§ 60.400 Applicability and designation of affected facility.

(a) The provisions of this subpart are applicable to the following affected facilities used in phosphate rock plants which have a maximum plant production capacity greater than 3.6 megagrams per hour (4 tons/hr): dryers, calciners, grinders, and ground rock handling and storage facilities, except those facilities producing or preparing phosphate rock solely for consumption in elemental phosphorus production.

(b) Any facility under paragraph (a) of this section which commences construction, modification, or reconstruction after September 21, 1979, is subject to the requirements of this part.

§ 60.401 Definitions.

(a) *Phosphate rock plant* means any plant which produces or prepares phosphate rock product by any or all of the following processes: Mining, beneficiation, crushing, screening, cleaning, drying, calcining, and grinding.

(b) *Phosphate rock feed* means all material entering the process unit, including moisture and extraneous material as well as the following ore minerals: Fluorapatite, hydroxylapatite, chlorapatite, and carbonateapatite.

(c) *Dryer* means a unit in which the moisture content of phosphate rock is reduced by contact with a heated gas stream.

(d) *Calclner* means a unit in which the moisture and organic matter of phosphate rock is reduced within a combustion chamber.

(e) *Grinder* means a unit which is used to pulverize dry phosphate rock to the final product size used in the manufacture of phosphate fertilizer and does not include crushing devices used in mining.

(f) *Ground phosphate rock handling and storage system* means a system which is used for the conveyance and storage of ground phosphate rock from grinders at phosphate rock plants.

(g) *Beneficiation* means the process of washing the rock to remove impurities or to separate size fractions.

[47 FR 16589, Apr. 16, 1982, as amended at 65 FR 61760, Oct. 17, 2000]

§ 60.402 Standard for particulate matter.

(a) On and after the date on which the performance test required to be conducted by § 60.8 is completed, no owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere:

(1) From any phosphate rock dryer any gases which:

(i) Contain particulate matter in excess of 0.030 kilogram per megagram of phosphate rock feed (0.06 lb/ton), or